



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

267

CRM-M-47148-2024(O&M)
Date of Decision: 22.11.2024

BALPREET SINGH BHATIAPetitioner
VERSUS
STATE OF HARYANA AND ANOTHERRespondents

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Damanjeet Bhoriwal, Advocate for the petitioner.
Ms. Nidhi Garg, AAG, Haryana.
Mr. Pranav Chamoli, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.253 dated 28.02.2020 under Sections 506 of IPC registered at Police Station Thanesar City, District Kurukshetra and all the subsequent proceedings arising therefrom, on the basis of compromise dated 11.02.2021 and affidavit dated 23.08.2021 (Annexures P-4 & P-5).

2. This Court vide order dated 23.09.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the learned Chief Judicial Magistrate, Kurukshetra and got their statements



recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 19.10.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence. Statement of injured namely Harsharan Singh has also been recorded.

4. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.253 dated 28.02.2020 under Sections 506 of IPC registered at Police Station Thanesar City, District Kurukshetra and all subsequent proceedings arising therefrom on the basis of compromise dated 11.02.2021 and affidavit dated 23.08.2021 (Annexures P-4 & P-5) are quashed qua the petitioner.

(MANISHA BATRA)
JUDGE

22.11.2024
Deepak Patwal

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No